

APPENDIX “A”
2006 FILING FEE SCHEDULE

DISTRICT COURT AND MAGISTRATE DIVISION DISTRICT COURT FILING FEES

Effective July 1, 2006

Fee Category	Idaho Code Fund	Judges Retire. Fund	County Facility Fund	State	State/Guard-ship Project Fund	County Dist. Ct. Fund	ISTARS Tech. Fund	Senior Mag. Judges Fund	Total
A. Civil Complaint for more than \$1,000									
1. No prior appearance	\$ 10.00	\$ 18.00	\$ 10.00	\$ 17.00		\$ 17.00	\$ 10.00	\$ 6.00	\$ 88.00
2. With prior appearance (Fee Category J. Pleadings)				17.00		17.00			34.00
B. Civil Complaint for more than \$300, but not more than \$1,000									
1. No prior appearance	10.00	18.00	10.00	10.00		4.00	10.00	6.00	68.00
2. With prior appearance (Fee Category J. Pleadings)				10.00		4.00			14.00
C. Civil Complaint for not more than \$300									
1. No prior appearance	10.00	18.00	10.00	9.00		3.00	10.00	6.00	66.00
2. With prior appearance (Fee Category J. Pleadings)				9.00		3.00			12.00
D. Unlawful detainer, forcible detainer, forcible entry (with or without rent, regardless of the dollar amount)	10.00	18.00	10.00	10.00		4.00	10.00	6.00	68.00
E. Claim and Delivery	10.00	18.00	10.00	17.00		17.00	10.00	6.00	88.00
F. 1. Divorce or legal separation (\$1.00 for court clerk fees I.C. § 39-266 & \$20 for the displaced homemaker account I.C. § 39-5009 & \$20 domestic violence project, I.C. § 39-5213)	10.00	18.00	10.00	52.00		23.00*	10.00	6.00	129.00
* This includes \$5.00 taken from the State General Fund fee, which shall be separately identified and deposited in the District Court Fund, for establishing a uniform system of qualifying counselors in domestic violence cases. I.C. § 31-3201A(q)									
2. Annulment (\$1.00 for court clerk fee)	10.00	18.00	10.00	17.00		18.00	10.00	6.00	89.00

Fee Category	Idaho Code Fund	Judges Retire. Fund	County Facility Fund	State	State/ Guard- ship Project Fund	County Dist. Ct. Fund	ISTARS Tech. Fund	Senior Mag. Judges Fund	Total
3. Paternity Action	10.00	18.00	10.00	17.00		17.00	10.00	6.00	88.00
G. 1. Petition to release common law or other lien.						35.00	10.00		45.00
2. Habeas corpus actions filed by non-indigent prisoners				17.00		17.00	10.00	6.00	50.00
3. All other actions or petitions (not demanding dollar amounts)	10.00	18.00	10.00	17.00		17.00	10.00	6.00	88.00
H. Small Claims		18.00	10.00			7.00			35.00
I. Civil Answers or Appearances									
1. Civil cases over \$1,000									
a. No prior appearance	10.00	18.00		10.00		4.00	10.00	6.00	58.00
b. With prior appearance (Fee Category J. Pleadings)				10.00		4.00			14.00
2. Civil cases for more than \$300, but not more than \$1,000									
a. No prior appearance	10.00	18.00		10.00		4.00	10.00	6.00	58.00
b. With prior appearance				10.00		4.00			14.00
3. Civil cases not more than \$300				10.00		4.00	10.00	6.00	30.00
4. Unlawful detainer, forcible detainer, forcible entry									
a. No prior appearance	10.00	18.00		10.00		4.00	10.00	6.00	58.00
b. With prior appearance (Fee Category J. Pleadings)				10.00		4.00			14.00
5. Claim and Delivery									
a. No prior appearance	10.00	18.00		10.00		4.00	10.00	6.00	58.00
b. With prior appearance (Fee Category J. Pleadings)				10.00		4.00			14.00
6. Divorce or legal separation									
a. No prior appearance	10.00	18.00		10.00		4.00	10.00	6.00	58.00
b. With prior appearance (With Category J. Pleadings)				10.00		4.00			14.00
7. All other actions									
a. No prior appearance	10.00	18.00		10.00		4.00	10.00	6.00	58.00
b. With prior appearance (Fee Category J. Pleadings)				10.00		4.00			14.00

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8. Small Claims									No Fee
9. Paternity Action	10.00	18.00		10.00		4.00	10.00	6.00	58.00
10. Stipulation for Entry of Judgment									No Fee
11. Any answer after an appearance									No Fee
J. Special motions, petitions and pleadings									
1. Motion for change of venue									
a. No prior appearance	10.00	18.00		10.00		9.00	10.00	6.00	63.00
b. With prior appearance (Fee Category J. Pleadings)						9.00			9.00
2. Order granting change of venue (Pay to new county)						9.00			9.00
3. Petition to vacate or renew a judgment or reopen a case after no activity for one year, except for executions on judgment.									
a. No prior appearance	10.00	18.00	10.00			9.00	10.00	6.00	63.00
b. With prior appearance (Fee Category J. Pleadings)						9.00			9.00
4. Motion to reopen divorce action or to amend or modify divorce decree	10.00	18.00	10.00	15.00		17.00	10.00	6.00	86.00
a. No prior appearance									
b. With prior appearance (Fee Category I. or J. Pleadings)				15.00		17.00			32.00
5. Petition for Intervention	10.00	18.00	10.00			7.00	10.00	6.00	61.00
6. Third party complaint									
a. No prior appearance	10.00	18.00	10.00			8.00	10.00	6.00	62.00
b. With prior appearance (Fee Category J. Pleadings)						8.00		6.00	14.00
7. Cross Claim (defendant v. defendant or plaintiff v. plaintiff)									
a. No prior appearance	10.00	18.00	10.00			8.00	10.00	6.00	62.00
b. With prior appearance (Fee Category I. or J. Pleadings)						8.00		6.00	14.00

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8. Counterclaim (defendant v. plaintiff)									
a. No prior appearance	10.00	18.00	10.00			8.00	10.00	6.00	62.00
b. With prior appearance (Fee Category I. or J. Pleadings)						8.00		6.00	14.00
9. Petition for judicial consent to abortion									No Fee
K. Juvenile and Family Matters									
1. Petition for adoption	10.00	18.00	10.00	10.00		4.00	10.00	6.00	68.00
2. Petition for termination of parent-child relationship	10.00	18.00	10.00	10.00		4.00	10.00	6.00	68.00
3. Consolidated adoption and termination of parent-child relationship	10.00	18.00	10.00	10.00		4.00	10.00	6.00	68.00
4. Petition for permission to marry	10.00	18.00	10.00	10.00		4.00	10.00	6.00	68.00
5. Petition under Juvenile Corrections Act									No Fee
6. Petition under Child Protection Act									No Fee
7. Petition for commitment of mentally ill									No Fee
8. Petition for sterilization									No Fee
L. Probate matters – The following fees to be charged whether it be a probate of a single or joint estate									
1. Application for informal probate									
a. No prior appearance	10.00	18.00	10.00	17.00		17.00	10.00	6.00	88.00
b. With prior appearance				17.00		17.00			34.00
2. Petition for formal probate (Testacy determination)									
a. No prior appearance	10.00	18.00	10.00	17.00		17.00	10.00	6.00	88.00
b. With prior appearance				17.00		17.00			34.00

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3. Any petition or application of any person for appointment as personal representative after petition or application for probate has been filed				17.00		17.00			34.00
4. Any petition for formal or informal probate asking for appointment of a personal representative	10.00	18.00	10.00	17.00		17.00	10.00	6.00	88.00
5. Initial petition, motion or appearance of any person, other than an applicant for personal representative (except for items 7, 8, and 11 below)									
a. No prior appearance	10.00	18.00	10.00	17.00		17.00	10.00	6.00	88.00
b. With prior appearance				17.00		17.00			34.00
6. Administration of estate under 15-3-1205, Idaho Code and proceedings to determine heirship without administration									
a. No prior appearance				10.00		4.00	10.00	6.00	30.00
b. With prior appearance				10.00		4.00			14.00
In addition to the above fees under Category L, the following probate fees shall be collected from any person filing the following documents, whether or not the person has appeared previously:									
7. Demand for notice (not an appearance)						9.00			9.00
8. Demand for bond (not an appearance)									
a. Before appointment of personal representative									No Fee
b. After appointment of personal representative						9.00			9.00
9. Objection or petition to contest probate of will									
a. No prior appearance	10.00	18.00	10.00	17.00		17.00	10.00	6.00	88.00
b. With prior appearance				17.00		17.00			34.00

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10. Any petition for the appointment of a new personal representative filed as a contest to the appointment of a personal representative									
a. No prior appearance	10.00	18.00	10.00	17.00		17.00	10.00	6.00	88.00
b. With prior appearance				17.00		17.00			34.00
11. Petition for approval of compromise									
a. No prior appearance	10.00	18.00	10.00	10.00		4.00	10.00	6.00	68.00
b. With prior appearance				10.00		4.00			14.00
12. Intermediate or final accounting of personal representative						9.00			9.00
13. Petition for distribution of estate				13.00		6.00		6.00	25.00
14. Petition or appearance of any person filed more than 3 years after initial filing and more than 1 year after the last prior filing fee whether or not there has been a prior appearance (fee for reopening inactive file, but no further fee shall be charged such person under fee categories LI thru 5)	10.00	18.00	10.00	17.00		17.00	10.00	6.00	88.00
15. Cases where a court order is issued only for a specific reason other than administration of an estate				10.00		4.00	10.00	6.00	30.00
16. Filing of a copy of appointment of foreign personal representative									
a. No prior appearance	10.00	18.00		17.00		17.00	10.00	6.00	78.00
b. With prior appearance				10.00		17.00			27.00
If two or more of the above documents or pleadings are filed jointly under Category L as one instrument, the filing fee would be computed as though they had been filed separately.									
17. Cases to determine inheritance tax in transfer				10.00		4.00	10.00	6.00	30.00
18. Filing of a renunciation									No Fee
M. Guardianship Matters									
1. Petition for appointment of guardian or receipt and acceptance of foreign guardianship									
a. No prior appearance	10.00	18.00	10.00	10.00	50.00	4.00	10.00	6.00	118.00
b. With prior appearance				10.00		4.00			14.00

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T. Civil appeals or cross-appeals to the Supreme Court (District court fee \$9.00; Supreme Court fee \$86.00. The clerk of the district court shall collect the entire fee and remit the \$86.00 fee to the Supreme Court with a certified copy of the notice of appeal. Rule 23(b), I.A.R.)	(\$86.00 Sup. Ct)					9.00		6.00	101.00
U. Miscellaneous fees per statute (i.e. copies, passport fees, etc.)	As prescribed by statute								